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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/606,788	06/28/2000	Yosef Rizal Tamsil	2705-115	6322
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MARGER JOHNSON & MCCOLLOM, P.C. 1030 SW MORRISON STREET PORTLAND, OR 97205			EXAMINER STEVENS, ROBERTA A	
			ART UNIT	PAPER NUMBER
			2665	

DATE MAILED: 06/01/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b> 09/606,788	<b>Applicant(s)</b> TAMSIL, YOSEF RIZAL	
	<b>Examiner</b> Roberta A. Shand	<b>Art Unit</b> 2665	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

#### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) ☒ Responsive to communication(s) filed on 03 January 2005.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) ☒ Claim(s) 1-17 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-17 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \*    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)  | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                   | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____  |

***Claim Rejections - 35 USC § 103***

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claims 1-9 and 13-15 are rejected under 35 U.S.C. 103(a) as being unpatentable over Thorton (U.S. 636065 B1) in view of Tashiro (U.S. 6724749 B1).

3. Regarding claim 1, Thorton teaches (fig. 12) a method for providing supplementary services in a packet voice network, comprising: receiving list of information elements from a sending station in a PBX network (1210); and sending the call control message and the globally significant message to a receiving station (1245) in a PBX network.

4. Thorton does not teach inserting the list into a call control message, wherein any supplementary services information included in the information element is preserved; including a locally significant message in a globally significant message, wherein any supplementary services information in the locally significant messages is preserved.

5. Tashiro teaches (fig. 13) inserting the list into a call control message, wherein any supplementary services information included in the information element is preserved; including a locally significant message in a globally significant message, wherein any supplementary services information in the locally significant messages is preserved. It would have been

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obvious to one of ordinary skill in the art to adapt to Thorton's system Tashiro's encapsulation process to ensure quality of service in the system.

6. Regarding claim 2, Thorton teaches (fig. 5) Q.931 message (577)
7. Regarding claim 3, Thorton teaches (col. 25, lines 46-67) appending the information elements to a call control message for a voice over packet network.
8. Regarding claim 4, Thorton teaches (abstract) H.225 messages.
9. Regarding claim 5, Thorton teaches (col. 9, lines 47-49) the packet network comprises one of voice over FR, voice over IP and voice over ATM.
10. Regarding claim 6, Thorton teaches (fig. 18) the locally significant message comprises a release message.
11. Regarding claim 7, Thorton teaches (fig. 18) the locally significant message comprises a release complete message.
12. Regarding claim 8, Thorton teaches (fig. 18) the globally significant message comprises a disconnect message.

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13. Regarding claim 9, Thorton teaches (col. 34, lines 44-61) the globally significant message comprises a facility message.

14. Regarding claim 13, Thorton teaches (fig. 12) a computer readable medium containing software code, including code operable to receiving supplementary services information from a sending station (1210); and code operable to send the call control message and the globally significant message to a receiving station (1245).

15. Thorton does not teach code operable to insert the supplementary service information into a call control message; code operable to include a locally significant message into a globally significant message.

16. Tashiro teaches (fig. 13) code operable to insert the supplementary service information into a call control message; code operable to include a locally significant message into a globally significant message. It would have been obvious to one of ordinary skill in the art to adapt to Thorton's system Elliot's encapsulation process to ensure quality of service in the system.

17. Regarding claim 14, as for the medium being a downloadable file distributed across a network, it would have been obvious to one of ordinary skill in the art to adapt this to Thorton's system as it is well known in the art.

18. Regarding claim 15, as for the medium being a computer file transferred from a directly connecting computing device, it would have been obvious to one of ordinary skill in the art to adapt this to Thorton's system as it is well known in the art.

***Claim Rejections - 35 USC § 102***

19. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

20. Claims 10-12, 16 and 17 are rejected under 35 U.S.C. 102(e) as being anticipated by Thorton.

21. Regarding claim 10, Thorton teaches (fig. 23) a network device for providing supplementary services in a packet voice network, comprising: a first communication device (14) operable to communicate with a sending node (200); a second communication device (44) operable to communicate with a receiving node (200'); and a tandem node (420, 460) operable to transfer supplementary services information from the first communication device to the second communication device such that the supplementary services information is transferred to the receiving node after the sending node sends a disconnect message (col. 59, lines 1-60).

22. Regarding claim 11, Thorton teaches (fig. 1.) the communication devices have routers.

23. Regarding claim 12, Thorton teaches (fig. 1) the communication devices are part of one router.

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24. Regarding claim 16, Thorton teaches (fig. 23) a network device operable to provide supplementary services information, comprising a first means (14) for communicating with sending node (200); a second means (44) for communicating with receiving node (200'); and means (420, 460) for transferring a locally significant message from the first to the second means;

25. Regarding claim 17, Thorton teaches (fig. 23) a network device operable to provide supplementary services information, comprising a first communication device (14) operable to communicate with a sending node (200); a second communication device (44) operable to communicate with receiving node (200'); and wherein the first device is operable to transfer supplementary services information to the second device such that the supplementary services information is transferred to the receiving node after a sending node sends a disconnect message (col. 59, lines 1-60).

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***Conclusion***

1. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Roberta A Shand whose telephone number is 571-272-3161. The examiner can normally be reached on M-F 9:00am-5:30pm.
2. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Huy Vu can be reached on 571-272-3155. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.
3. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Roberta A Shand  
Examiner  
Art Unit 2665



STEVEN NGUYEN  
PRIMARY EXAMINER